### UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

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ARY JEWELERS, LLC,		2	
		;	
	Plaintiff,	•	
•	•	:	C.A. No. 04 CV 10281EFH
v.		:	
		:	
IBJTC BUSINESS CREDIT	CORPORATION	;	
and DAVID MOLINARIO,	· ·	:	
		:	
	Defendants.	;	-
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## JOINT STATEMENT PURSUANT TO LOCAL RULE 16.1 (D)

The parties to the above-captioned action submit the following joint statement pursuant to Local Rule 16.1(D)

## I. DISCOVERY AND MOTION SCHEDULE

### A. Initial Disclosures

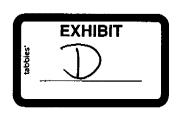
The parties agree to exchange the initial disclosures required under Federal Rule of Civil Procedure 26(a)(1) by June 14, 2004.

## B. Fact Discovery

Fact Discovery will commence on June 14, 2004 and will be completed on or before March 14, 2005.

### C. Experts

- (i) The Plaintiff will identify their expert(s) and produce all written expert reports on or before April 28, 2005.
- (ii) All discovery of plaintiff's expert(s) will be completed on or before June 13, 2005.
- (iii) The Defendant will identify its expert(s) and produce all written expert reports on or before July 28, 2005.
- (iv) All discovery of the Defendant's expert(s) will be completed on or before September 12, 2005.



# D. Motion for Judgment on the pleadings and Summary Judgment

- (i) Motion for judgment on the pleadings, if any, will be filed on or before June 28, 2004.
- (ii) Opposition to any Motion for judgment on the pleadings, if any, will be filed on or before August 9, 2004.
- (iii) Motions for summary judgment, if any, will be filed on or before November 10, 2005.
  - (iv) Opposition, if any, will be filed on or before December 20, 2005.
  - (v) A hearing on all motions will be subject to the Court's calendar.

### E. Trial

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A pretrial conference and trial will be set after the resolution of any motion for summary judgment.

# II. MAGISTRATE JUDGE

The parties do not consent to have this case referred to a magistrate judge.

### III. MEDIATION

The parties are not opposed to mediation through the Alternative Dispute Resolution program sponsored by the Federal District Court.

### IV. CERTIFICATIONS

The requisite certifications will be submitted by July 12, 2004.

Respectfully submitted this 4th day of May, 2004.

Stephen P. Carrigan, Esq.

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